

**TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE**



**FISCAL NOTE**

**SB 28 – HB 120**

March 8, 2011

**SUMMARY OF BILL:** Authorizes farmers and nursery workers to transport farm machinery and products without having a commercial driver license during times of a state emergency or disaster declaration.

**ESTIMATED FISCAL IMPACT:**

**Decrease State Revenue – \$20,000,000/FY11-12/Highway Fund  
\$40,000,000/FY12-13 and Subsequent Years/Highway Fund**

**Decrease Federal Expenditures – \$20,000,000/FY11-12  
\$40,000,000/FY12-13 and Subsequent Years**

**Assumptions:**

- According to the Department of Transportation, this bill would put the state out of compliance with the Federal Motor Carrier Safety Act.
- Pursuant to CFR 384.401, following the first year of noncompliance five percent of federal funding for the National Highway System and the Surface Transportation Program will be withheld from a state. In the second and subsequent years the rate increases to 10 percent.
- The Department of Transportation indicates that \$20,000,000 would be withheld in FY11-12 and \$40,000,000 would be withheld in FY12-13 and subsequent years from the Highway Fund.
- Any decrease in federal expenditures from the National Highway System and the Surface Transportation Program will result in an equivalent decrease in state revenue to the Highway Fund.

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink, appearing to read "James W. White". The signature is fluid and cursive, with the first name "James" written in a smaller, more compact script than the last name "White".

James W. White, Executive Director

/jaw